

PUBLIC HEARING FOR THE ORDINANCE AUTHORIZING MADISON COUNTY  
WHEEL TAX AND A MADISON COUNTY MOTOR VEHICLE EXCISE SURTAX

MINUTES  
May 27, 2008

The Special Madison County Council meeting was called to order by President John Bostic, Jr. The following members were present:

John Bostic, Jr  
Larry Crenshaw  
Jeffrey Hardin  
Gary Gustin  
Buddy Patterson  
Bill Savage  
Steve Sumner

Also present were County Auditor Kathy Stoops-Wright, First Deputy Auditor Patty Mauck and Council Attorney Jim Wilson.

Commissioner Paul Wilson gave a description of what the Wheel Tax is and the use of the funds. He also introduced John Haberman, Agent of Purdue University, who explained in detail The Wheel Tax and Motor Vehicle Excise Surtax.

Several people spoke:

Greg Graham, City of Anderson Board of Works, presented the following favorable letter to the Council from City of Anderson Mayor, Kris Ockomon :

May 20, 2008

Madison County Council  
% Madison County Auditor  
16 E 9<sup>th</sup> St  
Anderson, IN 46016

Re: Vehicle Surtax and Wheel Tax

Gentlemen:

The City of Anderson would like to inform the Madison County Council that we Support the passage of the Vehicle Surtax and Wheel Tax.

One of the largest problems that local government faces is maintaining local streets with the limited funds available. The increase costs of materials for street Maintenance have risen in the past few years so less maintenance can be doe each year with the funds available.

Please contact me if you would like to discuss this matter in more detail.

Sincerely,  
S/Kris Ockomon, Mayor  
City of Anderson

May 27, 2008

**ORDINANCE NO. 2008-5D**

**ORDINANCE AUTHORIZING MADISON COUNTY WHEEL TAX AND  
A MADISON COUNTY MOTOR VEHICLE EXCISE SURTAX**

WHEREAS, Acts 1980, P.L. 10, Section 4 (IC 6-3.5-4-2) authorizes the County Council to impose by ordinance a local annual Excise Surtax (of not less than 2% or more than 10% or a flat fee not less than \$7.50 or more than \$25.00) on each motor vehicle subject to the annual excise tax registered in the County; and,

WHEREAS, Acts 1980, P.L. 10, Section 5 (IC 6-3.5-5-2) authorizes the County Council to impose by ordinance a local option annual Wheel Tax (of not less than \$5.00 or not more than \$40.00) on each of 6 (six) classifications on motor vehicles not subject to the excise tax, registered in the County; and,

WHEREAS, Acts 1980, P.L. 10, Sections 4 and 5 (IC 6-3.5-4 and 5) require that the local option Excise Surtax and local option Wheel Tax be imposed concurrently; and,

WHEREAS, Madison County and the Cities and Towns in Madison County have experienced a severe short-fall in Gasoline Tax Funds needed to support the safe, all-weather operation of the road and street system in Madison County.

NOW THEREFORE BE IT ORDAINED BY THE COUNTY COUNCIL OF MADISON COUNTY, INDIANA, THAT

(1) Beginning January 1, 2009, and until further amended by ordinance, all passenger cars, trucks of less than 11,000 pounds gross weight, and motorcycles registered in Madison County, that are now subject to an excise tax, shall also be subject to an annual excise surtax of (\$ 25.00) to be paid with the annual registration of said motor vehicles.

(2) Beginning January 1, 2009, and until further amended by ordinance, all of the following eight classes of motor vehicles, registered in Madison County, shall be subject to an annual Wheel Tax as set out in the following schedule, to be paid with the annual registration of said vehicles:

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Motor Vehicle Classification	Annual Wheel Tax
(A) Buses	\$ 40.00
(B) Recreation Vehicles	\$ 40.00
(C) Semitrailers	\$ 40.00
(D) Tractors	\$ 40.00
(E) Light Trailers	\$ 5.00 (less than 12,000 lb)
(F) Heavy Trailers	\$ 40.00 (12,000 lb and greater)
(G) Light Trucks	\$ 40.00 (less than 30,000 lb)
(H) Heavy Trucks	\$ 40.00 (30,000 lb and greater)

(3) As provided by Acts 1980, P.L. 10, Section 5, (IC 6-3.5-5-4), the following motor vehicles are exempt from the annual Wheel Tax:

- (A) Vehicles owned by the state, a state agency of this state, or a political subdivision of this state;
- (B) Buses owned and operated by a religious or non-profit youth organization and used to haul persons to religious services or for the benefit of their members;
- (C) Vehicles subject to the annual excise surtax imposed under IC 6-3.5-5-4.

(4) Beginning January 1, 2009, all of the Excise Surtax and Wheel Tax collected on motor vehicles registered in Madison County shall be distributed, as provided in Acts 1980, P.L. 10, to the County, City, and Town Units of Madison County by the County Auditor and shall be used only to construct, reconstruct, repair, or maintain streets, roads and bridges under their jurisdiction or as a contribution to an authority established under I.C. 36-7-23.

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Dated this \_\_\_\_ day of \_\_\_\_\_, 2008.

MADISON COUNTY COUNCIL

BY: \_\_\_\_\_  
Presiding Officer

ATTEST:

\_\_\_\_\_  
Madison County Auditor

\_\_\_\_\_  
Councilman

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Councilman

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Councilman

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Councilman

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Councilman

Prepared by:

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Telephone (765) 552-9878  
m:\madison\county\ordinance\wheel tax\vehicle.surtax\5-28-08\wb

Commissioner John Richwine, presented the following favorable letter from the City of Elwood Mayor, Merrill Taylor:

May 20, 2008

Madison County Council  
% Madison County Auditor  
16 E 9<sup>th</sup> St  
Anderson, IN 46016

Gentlemen:

The City of Elwood would like to inform the Madison County Council that we Support the passage of the Vehicle Surtax and Wheel Tax.

May 27, 2008

One of the largest problems that local government faces is maintaining local streets with the limited funds available. The increase costs of materials for street Maintenance have risen in the past few years so less maintenance can be doe each year with the funds available.

Please contact me if you would like to discuss this matter in more detail.

Sincerely,  
S/Merrill Taylor, Mayor  
City of Elwood

Diana Prysor, City of Anderson Economic Development  
Fred Bairen  
Robert Joswacki  
Fred Thompson  
Jim James  
David Tierney  
Mick Gaskill  
Rick Durham  
Jeff Huntzinger  
Rob Sparks

After there was no more public questions or comments Councilman Bill Savage made a motion for Ordinance No. 2008-5D, An Ordinance Authorizing Madison County Wheel Tax and A Madison County Motor Vehicle Excise Surtax be read into the minutes.

Motion seconded by Gary Gustin. A roll call vote was taken:

Jeff Hardin- aye  
Buddy Patterson- nay  
Bill Savage- aye  
John Bostic- aye  
Gary Gustin- aye  
Steve Sumner- aye  
Larry Crenshaw- aye

Attorney Jim Wilson read the Ordinance.

Motion was then made by Bill Savage and seconded by Gary Gustin to approve said Ordinance No. 2008-5D. A roll call vote was taken:

Jeff Hardin- aye  
Buddy Patterson- nay  
Bill Savage- aye  
John Bostic- aye  
Gary Gustin- aye  
Steve Sumner- nay  
Larry Crenshaw- nay

4 Ayes 3 Nays Motion carried.

Attorney, Jim Wilson, explained that since the vote was not unanimous there had to be a second reading and second vote on this Ordinance.

Council set June 4, 2008 at 4:00 p.m. for the next reading of Ordinance No. 2008-5D.

Motion to set made by Larry Crenshaw and seconded by Gary Gustin.

7 Ayes 0 Nays Motion carried.

The meeting was adjourned.

